

B R O W N R A Y S M A N

BROWN RAYSMAN MILLSTEIN FELDER & STEINER LLP

FACSIMILE COVER SHEET

From: James P. Demers, Esq. **Date:** March 21, 2006
Direct Dial: 212-895-2683 **Client/Matter #:** 6319-4016

PLEASE DELIVER AS SOON AS POSSIBLE TO:

ERIN THOMSON **PCT LEGAL** **Fax No.** (571) 273-0459 **Phone No.** (571)272-3292

Total number of pages including this page: **5**
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RECEIVED**Message:**

21 MAR 2006

RE: PCT Application No: PCT/US02/31556

I hereby certify that the following documents:

Legal Staff
International Division

1. Petition under 37 CFR 1.137(b)
2. Authorization to charge deposit account (in duplicate)

are being facsimile transmitted to the United States Patent and Trademark Office at the number shown above on March 21, 2006.


James P. Demers
Registration No: 34,320

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BROWN RAYSMAN MILLSTEIN FELDER & STEINER LLP900 THIRD AVE NY NY 10022 T 212-895-2000 F 212-895-2900 brownraysman.com

BRMFS1 526938v.1

PTO/SB/64/PCT (10-05)

Approved for use through 03/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number
(Optional)
6319-4016

First Named Inventor:

International (PCT) Application No.:

Filed:

Title:

HONG

U.S. Application No.:
(if known)

PCT/US02/31556

02 October 2002

SUGAR MODIFIED NUCLEOSIDES AS VIRAL REPLICATION INHIBITORS

Attention: PCT Legal Staff
 Mail Stop PCT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.495(h).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

Small entity - fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status.
 See 37 CFR 1.27.

Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m))

2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s)) in the form of
submission of application (identify type of reply):

has been filed previously on 19 May 2005

is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64/PCT (10-05)

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

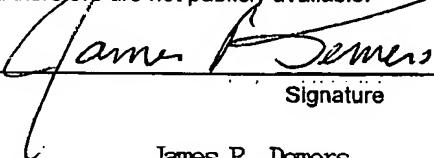
Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

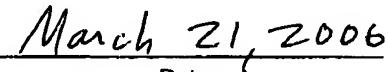
4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.



Signature



Date

James P. Demers

Typed or Printed Name

34,320

Registration Number, if applicable

Brown Raysman Millstein Felder & Steiner LLP

(212) 895-2683

Address

Telephone Number

900 Third Ave., New York, NY 10022

Address

Enclosures: Response Fee Payment Terminal Disclaimer Other (please identify):

DOCKET # 6319-4016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : HONG et al.
Int'l Application No. : PCT/US02/31556
Filed : October 2, 2002
Title : Sugar Modified Nucleosides as Viral Replication Inhibitors

VIA FACSIMILE (571) 273-0459
Attention: Erin Thomson (571) 272-3292
Mail Stop: PCT
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

Authorization to Charge Deposit Account

Sir:

In connection with the enclosed petition under 37 C.F.R. 1.137(b), the Commissioner is hereby authorized to charge the fee under 37 CFR 1.17(m) (\$1500.00 for a large entity), and any other fees which may be required, and to credit any overpayment or refund, to Deposit Account No. 02-4270, with reference to Docket No. 6319-4016.

A duplicate copy of this paper is attached.

Respectfully submitted,


James P. Demers
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BRMFS1 665088v.1

DOCKET # 6319-4016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : HONG et al.
Int'l Application No. : PCT/US02/31556
Filed : October 2, 2002
Title : Sugar Modified Nucleosides as Viral Replication Inhibitors

VIA FACSIMILE (571) 273-0459
Attention: Erin Thomson (571) 272-3292
Mail Stop: PCT
Commissioner for Patents
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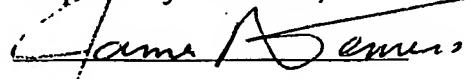
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A duplicate copy of this paper is attached.

Dated: 3/21/06

Respectfully submitted,


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